



**SPECIAL PROCEDURES SUBMISSION**

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q53917

Pascal AGIN, et al.

Appln. No.: 09/287,264

Group Art Unit: 2682

Confirmation No.: 6095

Examiner: J. MOORE

Filed: April 07, 1999

For: A METHOD FOR IMPROVING PERFORMANCES OF A MOBILE  
RADIOCOMMUNICATION SYSTEM USING A POWER CONTROL ALGORITHM

**PETITION TO WITHDRAW APPLICATION FROM ISSUANCE  
IN ACCORDANCE WITH 37 C.F.R. §1.313(a) and (c)(2)**

**MAIL STOP 313(c)**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant hereby petitions the Commissioner to withdraw the above-identified application from issuance in accordance with 37 C.F.R. §1.313(a) and (c)(2). Insofar as Applicant can determine, although the Issue Fee was paid on November 30, 2004, the above-identified application has not been accorded an issue date or a patent number.

The present petition is being filed to request consideration of a request for continued examination (RCE) in compliance with 37 C.F.R. §1.114 and consideration of a Preliminary Amendment under 37 C.F.R. § 1.114(c), in which claims have been amended and added, in the above-identified application.

PETITION TO WITHDRAW APPLICATION FROM ISSUANCE  
IN ACCORDANCE WITH 37 C.F.R. §1.313(a) and (c)(2)  
Application Number:09/287,264

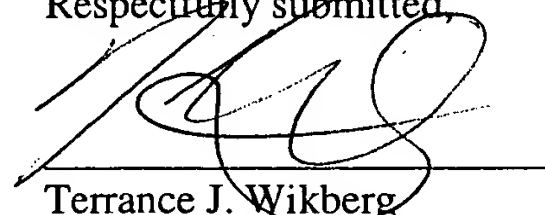
Our Ref: Q53917

Art Unit: 2682

A Preliminary Amendment and Request for Continued Examination are being filed  
concurrently herewith.

Pursuant to 37 C.F.R. §1.17(i), please charge our deposit account for the Petition fee of  
\$130.00. The USPTO is directed and authorized to charge all required fees, except for the Issue  
Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any  
overpayments to said Deposit Account. A duplicate copy of this petition and authorization is  
enclosed.

Respectfully submitted,



Terrance J. Wikberg  
Registration No. 47,177

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: December 15, 2004

# Auto-Reply Facsimile Transmission



TO:

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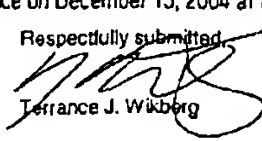
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Received  
Cover  
Page

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FROM: SUGHRUE, M'ON		(WEB) 12/15/04 16:33:57 18131 NO. 4200000324 F I	
 <b>Sughrue</b> <small>SUGHRUE M'ON, PLLC</small>		200 Pennsylvania Avenue, NW Washington, DC 20007-3213 T 202.293.7060 F 202.293.7860 <a href="http://www.sughrue.com">www.sughrue.com</a>	
<b>FAX</b>			
Date	December 15, 2004		
To	Examiner J. MOORE		
Of	PTO Group Art Unit 2682		
Fax	703-872-9306		
From	Terrance J. Wikberg		
Subject	Petition to Withdraw, RCE, Amendment Under 1.114(c) and Excess Claim Fee Payment Letter		
Our Ref	Q53917	Appln No	09/287,264
Conf No	6095	Inventors	Pascal AGIN, et al.
Pages	28 (including cover sheet)		
Please call attention to problems with this transmission by return fax or telephone. Thank you.			
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This fax filing includes:			
1. This cover sheet			
2. Petition to Withdraw Application From Issuance in Accordance with 37 C.F.R. 1.313(a) and (c)(2) (charge the deposit account in the amount of \$130.00)			
3. Request for Continued Examination Transmittal (charge deposit account in the amount of \$790.00)			
4. Excess Claim Fee Payment letter (charge the deposit account in the amount of \$1000.00)			
5. Amendment Under 37 C.F.R. §1.114(c)			
<b>CERTIFICATION OF FACSIMILE TRANSMISSION</b>			
Sir:			
I hereby certify that the above identified correspondence is being facsimile transmitted to Examiner J. MOORE at the Patent and Trademark Office on December 15, 2004 at 703-872-9306.			
Respectfully submitted,  Terrance J. Wikberg			
PAGE 1/28 * RCVD AT 12/15/2004 5:32:02 PM (Eastern Standard Time) * SVR:USPTO-EFAX-1/2 * DMS:8729306 * CNO:2022937860 * DURATION (min-ss):08-14			



*office petition*

*DALE*

**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q53917

Pascal AGIN, et al.

Appln. No.: 09/287,264

Group Art Unit: 2682

Confirmation No.: 6095

Examiner: Sharad K. Rampuria

Filed: April 07, 1999

For: A METHOD FOR IMPROVING PERFORMANCES OF A MOBILE  
RADIOCOMMUNICATION SYSTEM USING A POWER CONTROL ALGORITHM

**REQUEST FOR APPLICATION OF PREVIOUSLY PAID ISSUE FEE TO BE APPLIED  
TOWARDS THE NOTICE OF ALLOWANCE AND FEE(S) DUE DATED APRIL 8, 2005**

**ATTN: MAIL STOP ISSUE FEE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

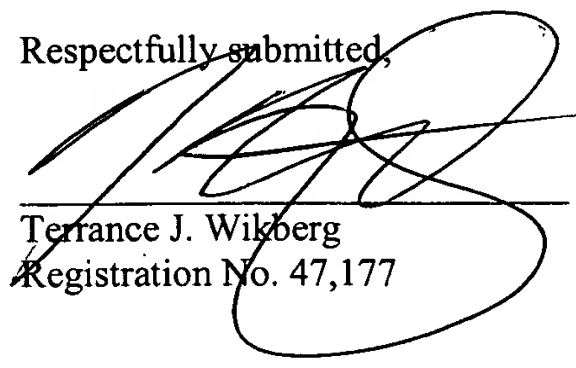
Sir:

**REMARKS**

Pursuant to the Petition to Withdraw Application from Issuance in accordance with 37 C.F.R. § 1.313(a) and (c)(2) dated December 15, 2004 (copy attached) Applicant hereby requests that the issue fee submitted on November 30, 2004 be applied to the new "Notice of Allowance and Fee(s) Due" dated April 8, 2005. The Issue Fee was paid on June 8, 2005.

The USPTO is directed and authorized to charge any required fees to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

  
Terrance J. Wikberg  
Registration No. 47,177

SUGHRUE MION, PLLC  
Telephone: (202) 293-7060  
Facsimile: (202) 293-7860

WASHINGTON OFFICE

**23373**

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Date: June 29, 2005